



JPW

## PATENT APPLICATION

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ellman et al  
Serial No.: 10/761,774  
Filed : 01/22/04  
For : Dual Mode Electrosurgical Instrument  
Hon. Commissioner For Patents  
Arlington, VA 22313-1450

Art Unit: 3739  
Examiner: M.F. Peffley

### AMENDMENT

Sir:

In response to the Office action dated 3/6/06, please amend as follows:

### IN THE CLAIMS

Cancel claims 1-20 without prejudice and substitute the following new claims: